

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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BURBRAN PIERRE, *on behalf of himself*  
*and others similarly situated,*

Plaintiff,

1:20-cv-05116 (ALC) (VF)

-against-

**ORDER**

CITY OF NEW YORK, NEW YORK CITY  
POLICE DEPARTMENT, TD BANK N.A.,  
DUANE READE INC., B&H PHOTO VIDEO  
PRO AUDIO LLC, BLOOMBERG L.P.,  
WHOLE FOODS MARKET GROUP, INC.,  
TRIHOP 14TH STREET LLC, and  
DOES NOS. 1-10,

Defendants.

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**VALERIE FIGUEREDO, United States Magistrate Judge:**

The Court received Plaintiffs' counsel's e-mail detailing the medical condition of opt-in plaintiff Officer Carlos Guadalupe. Based on the description of Officer Guadalupe's medical condition, it seems highly unlikely that he will be well enough to sit for a deposition before the close of fact discovery in July. The parties are directed to meet and confer and select another opt-in plaintiff to depose before the close of fact discovery.

**SO ORDERED.**

DATED: New York, New York  
May 22, 2023



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VALERIE FIGUEREDO  
United States Magistrate Judge